

3762
PATENT

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Attorney Docket No. 88790-1

TOWNSEND and TOWNSEND and CREW LLP

By: _____

#8 I.D.S.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

LARRY V. LAPANASHVILI, ET AL.

Application No. 10/069,333

Filed: February 20, 2002

For: METHOD OF TREATING A LIVING ORGANISM TO ACHIEVE A HEART LOAD REDUCTION, AND APPARATUS FOR CARRYING OUT OF THE METHOD

Confirmation No. 7823

Examiner: Jeffrey R. Jastrzab

Technology Center/Art Unit: 3762

TRANSMITTAL OF PTO FORM 1449

San Francisco, CA 94111

February 5, 2004

RECEIVED

FEB 13 2004

TECHNOLOGY CENTER R3700

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

As a precautionary measure, applicants request an extension of time, if needed and if not separately attached hereto, and authorize the Commissioner to charge the fee therefor to our deposit account in accordance with our standing authorization for such charges.

This is a partial response to the Office Action dated January 21, 2004.

The Office Action objected to the listing of four references (the only references listed in the original filing) which were cited in the International Search Report on file herein.

The Examiner kindly gave applicants an opportunity to list the references on Form 1449, provided the form is filed within one month of the date of the Office Action, that is, by February 21, 2004, in which event they will be considered and made of record herein.

A completed form 1449 and copies of the references cited therein are attached.

In view of the foregoing, applicants request that the four references be considered and made of record herein. Applicants point out that they believe the pending claims are clearly allowable over the references listed on the attached Form 1449.

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 415-576-0200.

Respectfully submitted,



J. Georg Seka
Reg. No. 24,491

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Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet 1 of 1

Complete if Known

Application Number	10/069,333
Filing Date	February 20, 2002
First Named Inventor	Lapanashvili, Larry V., et. al.
Art Unit	3762
Examiner Name	Jeffrey R. Jastrzab
Attorney Docket Number	88790-1

U.S. PATENT DOCUMENTS

Examiner	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number Kind Code ² (if known)			
	AA	US-4,541,417	9/17/1985	Krikorian	
	AB	US-			
	AC	US-			
	AD	US-			
	AE	US-			
	AF	US-			
	AG	US-			
	AH	US-			
	AI	US-			
	AJ	US-			
	AK	US-			
	AL	US-			
	AM	US-			
	AN	US-			
	AO	US-			
	AP	US-			
	AQ	US-			
	AR	US-			
	AS	US-			
	AT	US-			

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³	Number ⁴	Kind Code ⁵ (if known)				
	AU	EP	0847776	A1	06/17/1998	Bavaria Patente		<input type="checkbox"/>
	AV	EP	0573946	A2	12/15/1993	Kabushiki Kaisya Advance		<input type="checkbox"/>
	AW	WO	WO 99/36028		07/22/1999	Cardiologic Systems		<input type="checkbox"/>
	AX							<input type="checkbox"/>
	AY							<input type="checkbox"/>
	AZ							<input type="checkbox"/>
	BA							<input type="checkbox"/>
	BB							<input type="checkbox"/>

Examiner
SignatureDate
Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kind Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.